THE HONOURABLE SHRI JUSTICE R.SUBHASH REDDY

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WRIT PETITION No. 2087 OF 2006

Between:

M.Rijwana @ M.Visala

W/o M.Osman Ali

… Petitioner

And

Andhra Pradesh State Road Transport

Corporation, represented by its

Regional Manager, Kurnool and others.

` … Respondents.

ORAL ORDER:

The petitioner who worked as Conductor in the Andhra Pradesh State Road Transport Corporation filed this writ petition against the order of removal passed by the Depot Manager, Atmakur as confirmed by the appellate authority i.e. the Divisional Manager by his order dated 18.11.2005.

On the ground that the petitioner has contacted second marriage and the same is in violation of the Andhra Pradesh State Road Transport Corporation Employees

(Conduct) Regulations, 1963, disciplinary proceedings were initiated and after following the necessary procedure, final orders of removal were passed. As against the same, the petitioner preferred an appeal before the Divisional Manager, Nandyal Division, who by his order dated 18.11.2005 dismissed the appeal confirming the order of removal passed by the primary authority i.e. Depot Manager. Aggrieved thereby, the petitioner preferred a Review Petition before the Regional Manager, Kurnool on 22.12.2005.

Though it is submitted by the learned counsel for the petitioner that since the petitioner was converted into Muslim, there was no embargo for contacting the second marriage, and in any event, she had taken divorce at a subsequent point of time, but, however, even according to the petitioner, the review petition filed by the petitioner is pending consideration. With regard to the merits of the case and subsequent steps alleged to have been taken by the petitioner, it is for the petitioner to place before the reviewing authority before whom review filed on 22.12.2005 by the petitioner is pending consideration.

In that view of the matter and inasmuch as review is pending, it is not desirable for this court to give any finding. In view of the same, the writ petition is disposed of directing the Regional Manager, APSRTC, Kurnool to decide the Review Petition filed by the petitioner on 22.12.2005 against the order of removal dated 5.10.2005 passed by the Depot Manager, as confirmed by the appellate authority i.e. Divisional Manager on 18.11.2005, as expeditiously as possible, preferably, within a period of six weeks from the date of the receipt of a copy of this order. It is open to the petitioner to take all pleas available to her including the pleas taken before this court and place all the material before the reviewing authority in support of her claim in the review petition. No costs.

2006. **(R.SUBHASH REDDY, J.)**

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Note:

Issue cc by 20.2.2006.

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